

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :
Borge BJORNEKLETT et al. : **Mail Stop: PCT**
Serial No. 10/502,395 : **Attorney Docket No. 2004_1173A**
Filed July 26, 2004 : **Confirmation No. 3488**

METHOD OF DETERMINING A HEAT TREATMENT
AND MEMBER SO TREATED
[Corresponding to PCT/NO03/00048
Filed February 7, 2003]

PATENT OFFICE FEE TRANSMITTAL FORM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached hereto is a check in the amount of \$130.00 to cover Patent Office fees relating to filing the following attached papers:

Late filing of executed Declaration \$130.00

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.

Respectfully submitted,

Borge BJORNEKLETT et al.

By



Michael S. Huppert
Registration No. 40,268
Attorney for Applicants

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEES FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975

01/28/2005 GFREY1 00000111 10502395

01 FC:1617 130.00 DP

MSH/kjf
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January 25, 2005

[Check No. 66250]

2004_1173A

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REPLY TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 USC 371

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the PTO Notification of Missing Requirements Under 35 USC 371 dated January 13, 2005, submitted herewith is a Declaration for the above application executed by the inventors.

Also enclosed are the PTO surcharge of **\$130.00** required by 37 CFR 1.492(e), and a copy of the PTO notice.

It is respectfully submitted that the application is now complete, and early indication thereof is now requested.

Respectfully submitted,

Borge BJORNEKLETT et al.

By Michael S. Huppert
Michael S. Huppert
Registration No. 40,268
Attorney for Applicants

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January 25, 2005



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-----------------------------|-----------------------|------------------|
| 10/502,395 | Borge Bjorneklett | 2004-1173A |

INTERNATIONAL APPLICATION NO.

PCT/NO03/00048

| IA. FILING DATE | PRIORITY DATE |
|-----------------|---------------|
| 02/07/2003 | 02/08/2002 |

000513

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 WASHINGTON, DC 20006-1021

COPY

CONFIRMATION NO. 3488

371 FORMALITIES LETTER



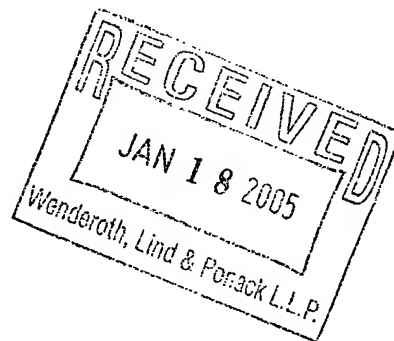
OC000000014944046

Date Mailed: 01/13/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 07/26/2004
- Copy of the International Search Report filed on 07/26/2004
- Copy of IPE Report filed on 07/26/2004
- Preliminary Amendments filed on 07/26/2004
- Information Disclosure Statements filed on 07/26/2004
- Oath or Declaration filed on 07/26/2004
- Request for Immediate Examination filed on 07/26/2004
- U.S. Basic National Fees filed on 07/26/2004
- Priority Documents filed on 07/26/2004



The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

Telephone: (703) 305-3659

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/502,395 | PCT/NO03/00048 | 2004-1173A |